

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/511,421	Confirmation No.: 4654
Applicant: PATERNOSTER, Joe	Group Art Unit: 3739
Filing Date: 10/14/2004	Examiner: ROANE, Aaron F
Docket No.: 298.41	
Customer No.: 08586	
RESPONSE TO OFFICE ACTION DATED AUGUST 10, 2007	
(SUBMITTED THROUGH EFS-WEB)	
For: USE OF THERMOREGULATORY MATERIAL TO IMPROVE EXERCISE PERFORMANCE	

Dear Sir:

Applicants submit this response to an Office Action dated August 10, 2007. Since this response is being mailed after the three (3) month due date, the appropriate Petition for Extension of Time and fees are included. The Director is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-0822. Applicants respectfully request reconsideration and allowance of the pending claims in view of the remarks presented herein.

Remarks/Arguments begin on page 2 of this paper.

Rule 131 Declarations from the Applicants with attached **Exhibits** follows page 4 of this paper.